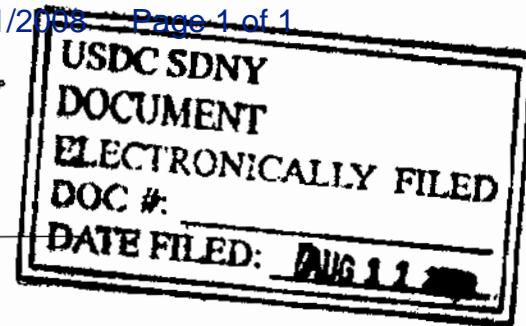


# PITTA & DREIER<sup>LLP</sup>

ATTORNEYS AT LAW



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August 7, 2008

SO ORDERED

Via Facsimile (212) 805-6737

Honorable George B. Daniels  
 United States District Court  
 Southern District of New York  
 500 Pearl Street, Room 630  
 New York, NY 10007

*George B. Daniels*  
**HON. GEORGE B. DANIELS**  
 AUG 11 2008

Re: 150 Street Corp. v. Local 272 Welfare Fund (08 CV 1540) (GBD)

Dear Judge Daniels:

This firm represents defendant in the above matter. We are writing, with the consent of plaintiff's counsel, Peter B. Foster, Esq., to request a thirty (30) day extension of the close of fact discovery from August 14, 2008 to September 15, 2008 in order to conduct depositions, and an adjournment of the case management conference scheduled for September 11, 2008.

To date, the parties have served requests for documents and interrogatories. Defendant has already provided a substantial number of relevant documents to plaintiff and will be providing additional documents with its formal response to plaintiff's document request which is due on August 25, 2008. Plaintiff's response to defendant's document request is due at the end of this week. Defendant intends to take several depositions and is serving notices this week.

We expect that extending the close of fact discovery to September 15, 2008, will be sufficient for all depositions to be completed, with a conference shortly thereafter as the Court's schedule permits. No previous request has been made for an extension of discovery in this case.

Thank you for your consideration.

Respectfully yours,

*Jane Lauer Barker*  
 Jane Lauer Barker

cc: Peter B. Foster, Esq. (via fax)

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